

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION

CINTAS CORPORATION and §  
CINTAS CORPORATION NO. 2, §  
§  
*Plaintiffs,* §  
§  
§  
v. § CIVIL ACTION NO. 5:19-cv-1246  
§  
§  
SENTINEL INSURANCE COMPANY, §  
LTD, a/k/a THE HARTFORD, §  
§  
§  
*Defendant.* §

**NOTICE OF REMOVAL**

Sentinel Insurance Company, Ltd (“Sentinel”) files this Notice of Removal of the above-described action filed by Cintas Corporation and Cintas Corporation No. 2 (collectively, “Cintas”) to the United States District Court for the Western District of Texas, as provided by 28 U.S.C. §§ 1332, 1441, and 1446. Sentinel files this Notice of Removal because: (1) there is complete diversity of citizenship; and (2) the amount in controversy, according to Cintas’s petition, exceeds seventy-five thousand dollars (\$75,000).

**INTRODUCTION**

In September, 2019, Cintas filed its Original Petition in Bexar County, Texas and served Sentinel on September 25, 2019. The state action is currently pending in the 150<sup>th</sup> Judicial District Court of Bexar County, Texas, and has been assigned cause number 2019CI19637.

Sentinel timely files this Notice of Removal within the 30-day time period required by U.S.C. § 1446(b).

Cintas alleges it was covered as an additional insured under a policy that Sentinel issued to a company called Cleaning Concepts. Cintas alleges that Sentinel breached its duty to defend and

indemnify Cintas in connection with a separate lawsuit filed against Cintas, causing Cintas damages.

#### **BASIS OF REMOVAL**

The above-entitled cause involves a controversy between citizens of different states.

Sentinel is a Connecticut Corporation having its principal place of business in Hartford, CT.

Cintas Corporation is a Washington Corporation having its principal place of business in Ohio. Co-Plaintiff Cintas Corporation No. 2 is a Nevada Corporation with its principal place of business in Ohio. Both Cintas entities are diverse from Sentinel, and thus complete diversity exists among the actual parties in interest in this suit. 28 U.S.C. § 1332(a).

The amount in controversy, according to Plaintiffs' Original Petition, exceeds seventy-five thousand dollars, exclusive of interest and cost. *See Pls.' Original Pet.*, § III, p. 2. Accordingly, Cintas's alleged damages are within the jurisdictional amount of this Court. *See 28 U.S.C. § 1332*.

Under 28 U.S.C. § 1441(a), venue of the removed action is proper in this Court as a district or division embracing the place where the state action is pending. *See 28 U.S.C. § 124(d)(4)*.

#### **DOCUMENTS IN SUPPORT OF REMOVAL**

The time within which Sentinel is required to file this Notice of Removal in order to remove this cause to the Court has not yet expired.

This suit is removable to this Court, under and by virtue of the acts of Congress of the United States.

Sentinel, the removing party, will properly give the adverse party written notice of the filing of removal as required by 28 U.S.C. § 1446(b). Sentinel will promptly file a copy of this

Notice of Removal with the Clerk of the 150<sup>th</sup> Judicial District Court of Bexar County, Texas, where the action is currently pending, pursuant to 28 U.S.C. § 1446(d).

This Notice of Removal is supported by the following documents:

- a. A true and correct copy of all process, pleadings, and orders served upon Defendant, as is required by 28 U.S.C. § 1446(a), attached hereto as **Exhibit A.**

#### **CONCLUSION**

Pursuant to and in conformance with the requirements as set forth in 28 U.S.C. § 1446, Sentinel Insurance Company, Ltd, removes the lawsuit styled *Cintas Corporation and Cintas Corporation No. 2 v. Sentinel Insurance Company, Ltd, a/k/a The Hartford*, Cause No. 2019CI19637, from the 150th Judicial District Court of Bexar County, Texas to the United States District Court for the Western District of Texas, San Antonio Division, on this 21st day of October, 2019.

Respectfully submitted,

CHAMBERLAIN, HRDLICKA, WHITE,  
WILLIAMS & AUGHTRY

By: /s/ Steven J. Knight  
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## CERTIFICATE OF SERVICE

This is to certify that on October 21st, 2019, a true and correct copy of the foregoing document was filed using the electronic case filing system which sent a notice of filing the attorneys of record who have consented in writing to accept this notice as electronic service. I also certify that a true and correct copy of the foregoing document was served on opposing counsel by mail and email.

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By: /s/ Steven J. Knight  
STEVEN J. KNIGHT

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